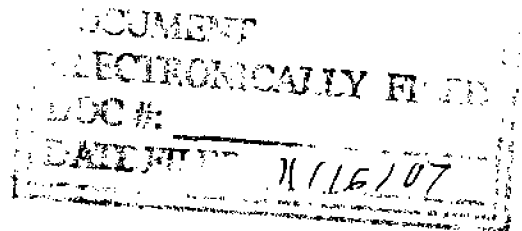


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Jesus Mendez,

Plaintiff(s),

-against-

Oppenheimer Funds Inc., et al.,

Defendant(s).

ORDER OF DISCONTINUANCE
 Civ. 6058 (RJH) (FM)
07

It having been reported to this Court that the above entitled action has been settled, and the parties and their counsel having consented to the undersigned exercising jurisdiction over this case for the limited purpose of entering this Order of Discontinuance, it is hereby

ORDERED that said action be and hereby is, discontinued with prejudice and without costs; provided, however, that within 30 days of the date of this order, counsel for plaintiff may apply by letter for restoration of the action to the active calendar of the court, in which event the action will be restored.

DATED: New York, New York
November 16, 2007

FRANK MAAS
United States Magistrate Judge

Attorney(s) for Plaintiff Jesus Mendez
David Kearney, Esq.
Neal Buckman, PC

Agreed and Consented to:

Jesus Mendez

Attorney(s) for Defendant Oppenheimer Funds, Inc.
Alan Raylesberg, Esq.
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Agreed and Consented to:

Melissa Weiss
VP, Oppenheimer Funds, Inc.